



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address: COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandria, Virginia 22313-1450 www.uspto.gov

A DRIVEY TO VIATO		TH INC DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.	
APPLICATION NO.		FILING DATE	PIRST NAMED INVENTOR	ATTORIVET BOOKET NO.		
10/076,180 02/13/2002		Robert J. Hariri	009516-0050-999	9742		
20583	7590	07/12/2004		EXAM	EXAMINER	
JONES DAY				LI, QIAN JANICE		
222 EAST 4	222 EAST 41ST ST				2122212121212	
NEW YORK, NY 10017				ART UNIT	PAPER NUMBER	
	,			1632		
				DATE MAILED: 07/12/2004		

Please find below and/or attached an Office communication concerning this application or proceeding.

## Application No. Applicant(s) 10/076,180 HARIRI, ROBERT J. Advisory Action Examiner **Art Unit** Q. Janice Li 1632 -- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --THE REPLY FILED 18 June 2004 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE. Therefore, further action by the applicant is required to avoid abandonment of this application. A proper reply to a final rejection under 37 CFR 1.113 may only be either: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114. PERIOD FOR REPLY [check either a) or b)] a) The period for reply expires 3 months from the mailing date of the final rejection. b) The period for reply expires on: (1) the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of the final rejection. ONLY CHECK THIS BOX WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Office action; or (2) as set forth in (b) above, if checked. Any reply received by the Office later than three months after the mailing date of the final rejection, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b). 1. A Notice of Appeal was filed on \_\_\_\_\_. Appellant's Brief must be filed within the period set forth in 37 CFR 1.192(a), or any extension thereof (37 CFR 1.191(d)), to avoid dismissal of the appeal. 2. The proposed amendment(s) will not be entered because: (a) \times they raise new issues that would require further consideration and/or search (see NOTE below); (b) they raise the issue of new matter (see Note below); (c) they are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or (d) they present additional claims without canceling a corresponding number of finally rejected claims. NOTE: See Continuation Sheet. 3. Applicant's reply has overcome the following rejection(s): \_\_\_\_\_.

4. Newly proposed or amended claim(s) \_\_\_\_ would be allowable if submitted in a separate, timely filed amendment

5. The a) affidavit, b) exhibit, or c) request for reconsideration has been considered but does NOT place the

6. The affidavit or exhibit will NOT be considered because it is not directed SOLELY to issues which were newly

7. For purposes of Appeal, the proposed amendment(s) a) will not be entered or b) will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended.

8. The drawing correction filed on \_\_\_\_ is a) approved or b) disapproved by the Examiner.

9. Note the attached Information Disclosure Statement(s)( PTO-1449) Paper No(s). \_\_\_\_\_.

U.S. Patent and Trademark Office
PTOL-303 (Rev. 11-03)

Advisory Action

canceling the non-allowable claim(s).

Claim(s) allowed: \_\_\_\_.
Claim(s) objected to: \_\_\_\_.

10. ☐ Other:

raised by the Examiner in the final rejection.

Claim(s) rejected: <u>1-6,9,10,12-18,54 and 60</u>. Claim(s) withdrawn from consideration:

The status of the claim(s) is (or will be) as follows:

application in condition for allowance because: See Continuation Sheet.

Part of Paper No.

JANICE LI PATENT EXAMINER

## Continuation Sheet (PTOL-303)

Continuation of 2. NOTE: The proposed amendment adds new limitations to the claims, which would require further search and consideration..

Continuation of 5. does NOT place the application in condition for allowance because: The arguments presented are moot because they are drawn to amended claims.